

PATENT ATTORNEY DOCKET NO. UCSD1140-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Robert K. Naviaux

Art Unit: 1

1614

Application No.:

09/889,251

Examiner:

P.G. Spivack

Filed:

November 1, 2001

Title:

METHODS OF TREATMENT OF MITOCHONDRIAL DISEASES

Mail Stop RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

PETITION FOR EXTENSION OF TIME

Sir:

This is a request under the provisions of 37 C.F.R. § 1.136(a) to extend the period for filing an Appeal Brief or other responsive paper due April 5, 2004.

The requested extension is for Three (3) Months, extending the period for response from April 5, 2004 to July 5, 2004.

06/22/2004 CNGUYEN 00000061 09889251

02 FC:2253

475.00 OP

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **June 15, 2004**, in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Aldon Griffis

(Name of Person Mailing Paper)

June 15, 2004

(Signature)

(Date

In re Application of:

Robert K. Naviaux

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Enclosed is Check No. 560407 in the amount of \$860.00, which consists of \$385.00 for the filing fee and \$475.00 for the Two (2) Months Extension of Time fee. The Commissioner is hereby authorized to charge any other fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A copy of this Petition Sheet is enclosed.

Respectfully submitted,

Date: June 15, 2004

Lisa A. Haile, J.D., Ph.D. Registration No. 38,347 Telephone: (858) 677-1456

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